



US Army Corps
of Engineers
Alaska District

Public Notice of Application for Permit

Regulatory Branch
CEPOA-CO-R
Post Office Box 6898
Elmendorf AFB, Alaska 99506-0898

PUBLIC NOTICE DATE: July 28, 2006

EXPIRATION DATE: August 28, 2006

REFERENCE NUMBER: POA-2004-823-M

WATERWAY: Hoadley Creek

Interested parties are hereby notified that an application has been received for a Department of the Army (DA) permit for certain work in waters of the United States (U.S.) as described below and shown on the attached plan.

APPLICANT: Tlingit-Haida Regional Housing Authority, Post Office Box 32237, Juneau, Alaska 99803-2237.

AGENT: Mr. Trevor Sande, R&M Engineering, 355 Carlanna Avenue, Ketchikan, Alaska 99901-5614, phone (907) 225-7917.

LOCATION: The proposed project is located within Section 14, T. 75 S., R. 90 E., Copper River, Meridian; Latitude 55.3626° N., Longitude 131.6827° W.; Tract C1-A1, and a portion of right-of-way Parcel 1, U.S. Survey 1229; in Ketchikan, Alaska.

PURPOSE: To construct a building to provide staff offices and support maintenance operations and to construct associated parking and access.

WORK: Discharge approximately 3,673 cubic yards (cy) of fill into 0.79 acre of wetlands and other waters of the U.S. to extend Jefferson Street by 190 feet; to install a 40-foot long 36-inch diameter culvert beneath the new street segment; to construct a 36-foot by 82-foot office building; and to construct 14,000 square feet of parking area providing 24 parking spaces. The fill would be comprised of approximately 2,806 cy of shot rock, 240 cy of riprap/stacked rock, 404 cy of D-1 crushed aggregate, and 213 cy of asphalt surfacing. The proposed building would provide office space for staff of the Ketchikan Indian Community (KIC) Housing Authority, and to store equipment and materials necessary for the maintenance of the KIC housing units.

ADDITIONAL INFORMATION: The project would modify an existing DA authorization that was issued on September 30, 2005. Permit POA-2004-823-4 authorized the Tlingit-Haida Regional Housing Authority to discharge 12,000 cubic yards of shot rock, crushed aggregate, stacked rock, and concrete into 2.47 acres of palustrine forested and shrub/scrub wetlands, and to discharge 4,930 cubic yards of crushed

aggregate, shot rock, and riprap into other waters of the U.S. for the installation of 553 feet of 48-inch diameter culvert. The purpose of that authorization was the development of 24 residential units to provide housing to low-income residents of Ketchikan.

The overall project property encompasses 9.49 acres, of which 6.71 acres was determined to be waters of the U.S., including wetlands. The original authorization resulted in the loss of 2.47 acres of wetlands and a stream length of 553 feet. The proposed modification would result in the loss of an additional 0.792 acre of wetland and an additional 40 feet of stream would be placed within a culvert. The total of the original project and this proposed modification would be 3.26 acres of wetlands and 593 feet of stream.

A conceptual plan for full build-out of the residential development is illustrated on sheet 8. It would include nine additional residential structures, a water tank, and extension of the road, and would result in the loss of 6.71 acres of wetlands and other waters of the U.S. The owner of the property, the Ketchikan Indian Community, is expected to develop the remainder of the project. A schedule for this future development has not been identified.

The source of most of the fill would be an on-site rock quarry, which was developed for the previously-authorized housing construction project.

The proposed project would require the excavation of approximately 3 feet of unsuitable soil from the site, as well as the underlying glacial till, before the proposed fill would be placed. The total excavation from wetlands and other waters of the U.S. for the proposed road would be 1,520 cubic yards. Total excavation for the building and parking lot would be 3,800 cubic yards. This excavated material would be disposed of in the quarry on the property, and the disposal area would subsequently be seeded.

MITIGATION: No measures or actions have been proposed by the applicant as compensatory or other mitigation for the loss of wetlands and other waters of the U.S. from the proposed action.

WATER QUALITY CERTIFICATION: A permit for the described work will not be issued until a certification or waiver of certification as required under Section 401 of the Clean Water Act (Public Law 95-217), has been received from the Alaska Department of Environmental Conservation.

COASTAL ZONE MANAGEMENT ACT CERTIFICATION: Section 307(c)(3) of the Coastal Zone, Management Act of 1972, as amended by 16 U.S.C. 1456(c)(3), requires the applicant to certify that the described activity affecting land or water uses in the Coastal Zone complies with the Alaska Coastal Management Program. A permit will not be issued until the Office of Project Management and Permitting, Department of Natural Resources has concurred with the applicant's certification. A Final Consistency Determination for the original project was issued on August 15, 2005 (State ID No. AK 0507-03J).

PUBLIC HEARING: Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for public hearings shall state, with particularity, reasons for holding a public hearing.

CULTURAL RESOURCES: The latest published version of the Alaska Heritage Resources Survey (AHRS) has been consulted for the presence or absence of historic properties, including those listed in or eligible for inclusion in the National

Register of Historic Places. There are no listed or eligible properties in the vicinity of the worksite. Consultation of the AHRS constitutes the extent of cultural resource investigations by the District Engineer at this time, and he is otherwise unaware of the presence of such resources. This application is being coordinated with the State Historic Preservation Office (SHPO). Any comments SHPO may have concerning presently unknown archeological or historic data that may be lost or destroyed by work under the requested permit will be considered in our final assessment of the described work.

TRIBAL CONSULTATION: The Alaska District fully supports tribal self-governance and government-to-government relations between the Federal government and Federally recognized Tribes. This notice invites participation by agencies, Tribes, and members of the public in the Federal decision-making process. In addition, Tribes with protected rights or resources that could be significantly affected by a proposed Federal action (e.g., a permit decision) have the right to consult with the Alaska District on a government-to-government basis. Views of each Tribe regarding protected rights and resources will be accorded due consideration in this process. This Public Notice serves as notification to the Tribes within the area potentially affected by the proposed work and invites their participation in the Federal decision-making process regarding the protected Tribal right or resource. Consultation may be initiated by the affected Tribe upon written request to the District Engineer during the public comment period.

ENDANGERED SPECIES: The project is not within any designated or proposed critical habitat for any species listed as threatened or endangered under the Endangered Species Act of 1973 (87 Stat. 844). The project is not within the known or historic range of any listed or proposed threatened or endangered species. Consequently, it has been determined that the project would not affect any listed or proposed threatened or endangered species or adversely modify their critical habitat. This application is being coordinated with the U.S. Fish and Wildlife Service and the National Marine Fisheries Service. Any comments they may have concerning endangered or threatened wildlife or plants or their critical habitat will be considered in our final assessment of the described work.

ESSENTIAL FISH HABITAT: The proposed work is being evaluated for possible effects to Essential Fish Habitat (EFH) pursuant to the Magnuson Stevens Fishery Conservation and Management Act of 1996 (MSFCMA), 16 U.S.C. et seq and associated federal regulations found at 50 CFR 600 Subpart K. The Alaska District includes areas of EFH as Fishery Management Plans. We have reviewed the January 20, 1999, North Pacific Fishery Management Council's Environmental Assessment to locate EFH area as identified by the National Marine Fisheries Service (NMFS). We have determined that the described activity at the proposed area will not affect EFH, including anadromous fish and federally managed fishery resources. The waters of the U.S. that would be affected by the proposed project are wetlands and steep, high-gradient streams, which do not support anadromous fish species, and are not identified as Essential Fish Habitat.

EVALUATION: The decision whether to issue a permit will be based on an evaluation of the probable impacts including cumulative impacts of the proposed activity and its intended use on the public interest. Evaluation of the probable impacts, which the proposed activity may have on the public interest, requires a careful weighing of all the factors that become relevant in each particular case. The benefits, which reasonably may be expected to accrue from the proposal, must be balanced against its reasonably foreseeable detriments. The decision whether to authorize a proposal, and if so, the conditions under which it will be allowed to occur, are therefore determined by the outcome of the general balancing process. That decision should reflect the national concern for both protection and

utilization of important resources. All factors, which may be relevant to the proposal, must be considered including the cumulative effects thereof. Among those are conservation, economics, aesthetics, general environmental concerns, wetlands, cultural values, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shore erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership, and, in general, the needs and welfare of the people. For activities involving Section 404 discharges, a permit will be denied if the discharge that would be authorized by such permit would not comply with the Environmental Protection Agency's 404(b)(1) guidelines. Subject to the preceding sentence and any other applicable guidelines or criteria (see Sections 320.2 and 320.3), a permit will be granted unless the District Engineer determines that it would be contrary to the public interest.

The Corps of Engineers is soliciting comments from the public; Federal, State, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

Comments on the described work, with the reference number, should reach this office no later than the expiration date of this Public Notice to become part of the record and be considered in the decision. Please contact Ms. Robin Leighty at (907) 753-2712, toll free from within Alaska at (800) 478-2712, or by email at robin.l.leighty@poa02.usace.army.mil if further information is desired concerning this notice.

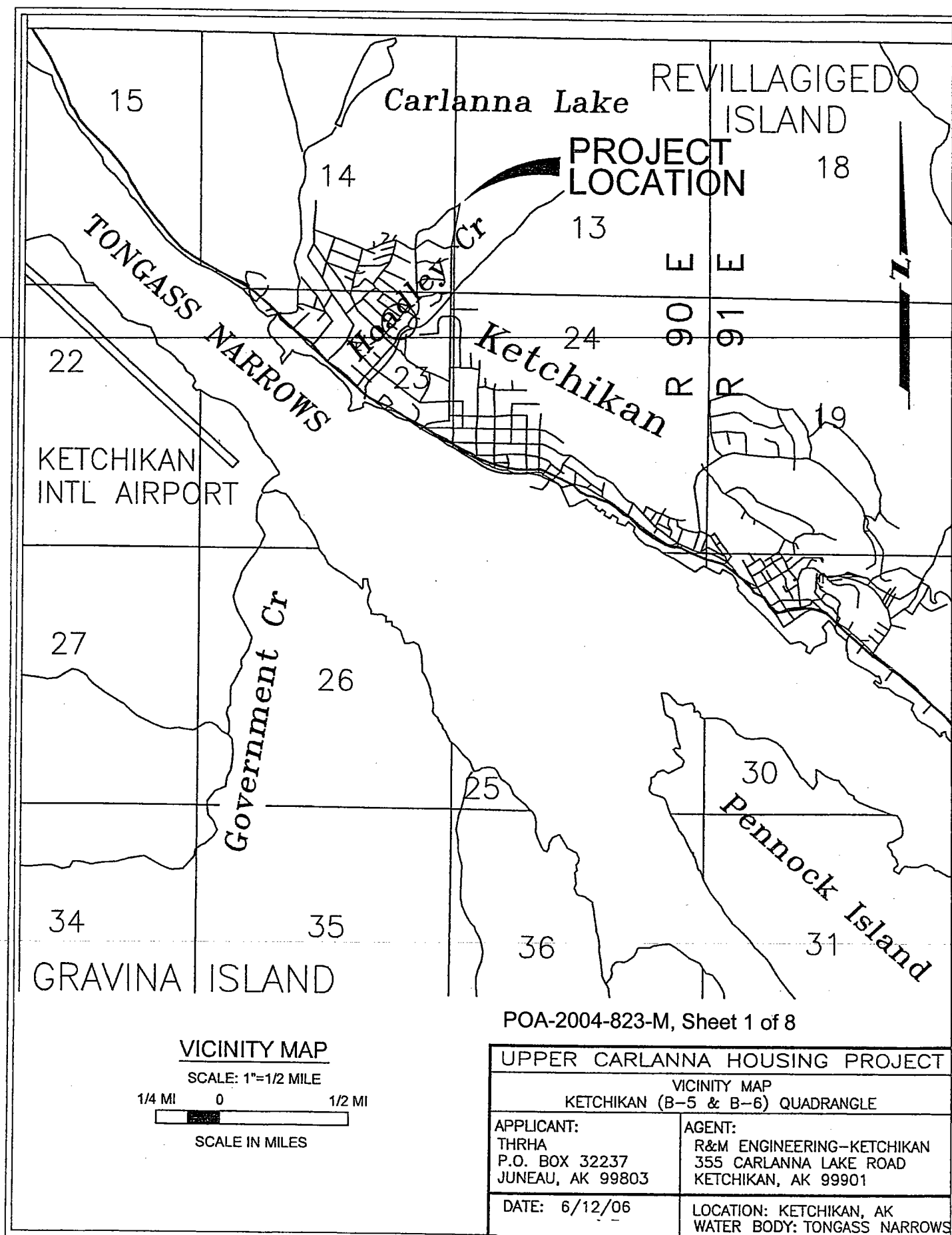
AUTHORITY: This permit will be issued or denied under the following authorities:

(X) Discharge of dredged or fill material into waters of the United States - Section 404 Clean Water Act (33 U.S.C. 1344). Therefore, our public interest review will consider the guidelines set forth under Section 404(b) of the Clean Water Act (40 CFR 230).

A plan, Notice of Application for Certification of Consistency with the Alaska Coastal Management Program, and Notice of Application for State Water Quality Certification are attached to this Public Notice.

District Engineer
U.S. Army, Corps of Engineers

Attachments



WETLANDS DESIGNATION

(PF04Bg)
(PSS4Bg)

TOTAL AREA S.F. (Acres)

6,300 (0.15)

28,200 (0.65)

TOTAL AREA - 34,500 (0.79)

PROJECT CULVERTS

P1 36" 40'

LEGEND



IMPACTED PF04Bg WETLANDS



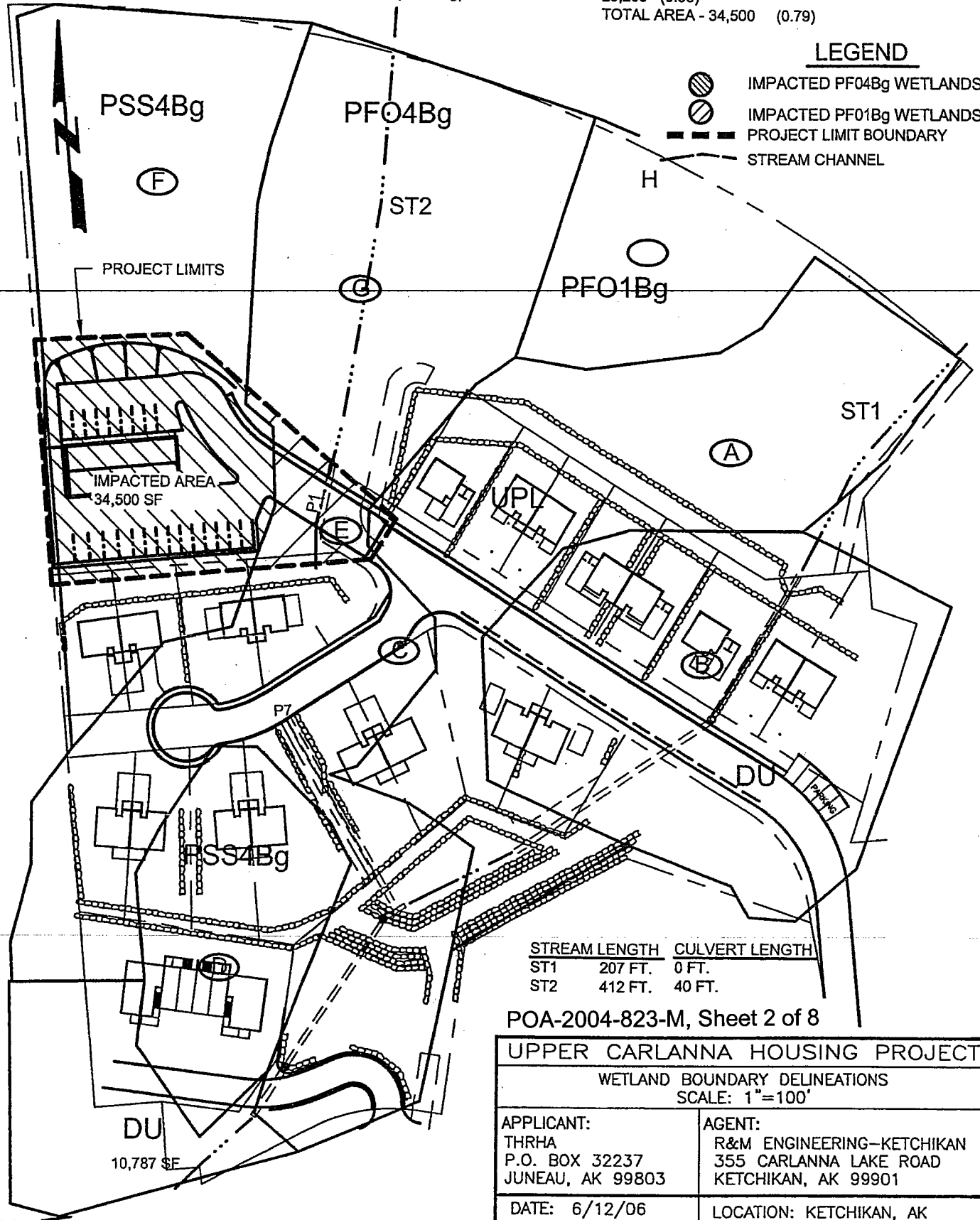
IMPACTED PF01Bg WETLANDS



PROJECT LIMIT BOUNDARY



STREAM CHANNEL



STREAM LENGTH CULVERT LENGTH

ST1 207 FT. 0 FT.

ST2 412 FT. 40 FT.

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UPPER CARLANNA HOUSING PROJECT

WETLAND BOUNDARY DELINEATIONS

SCALE: 1"=100'

APPLICANT:

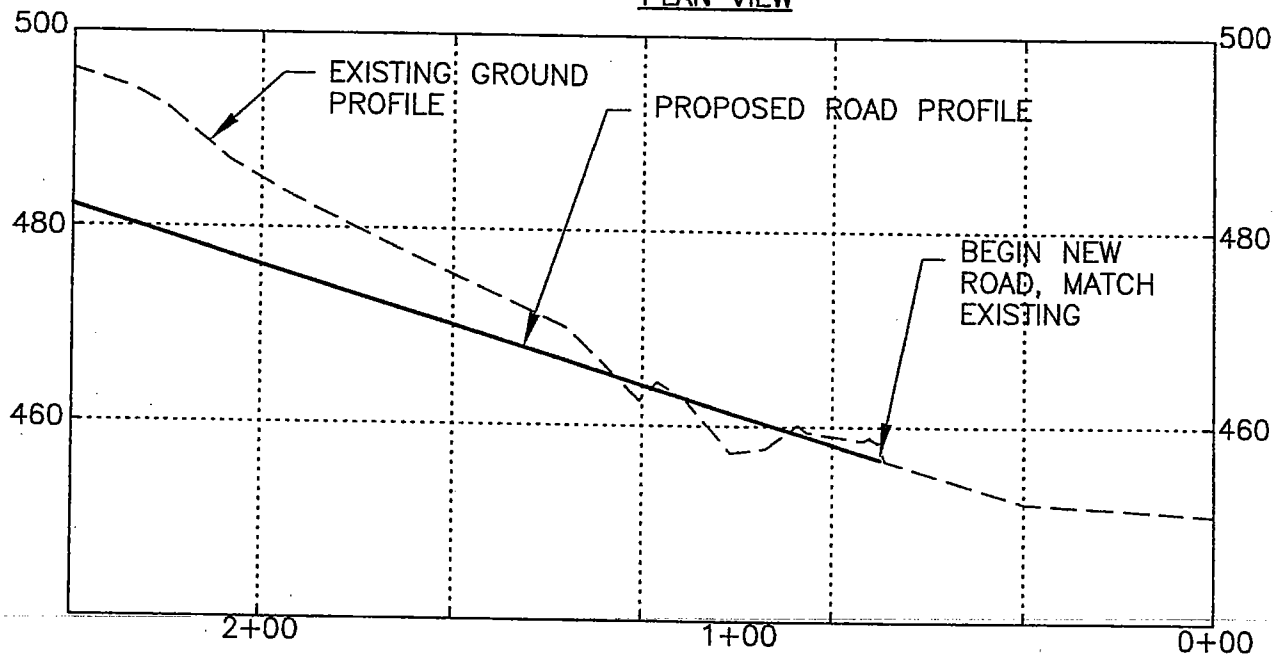
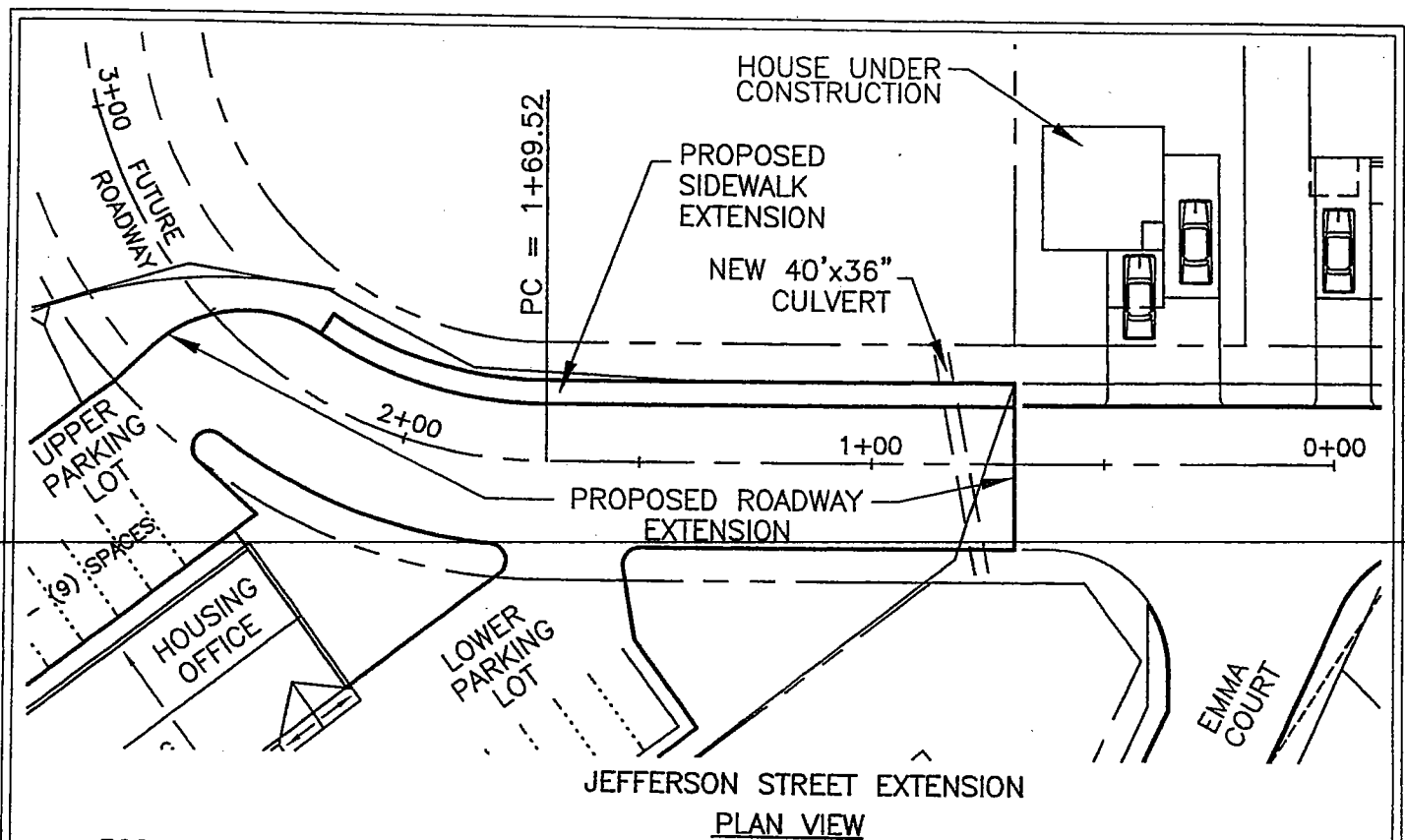
THRHA
P.O. BOX 32237
JUNEAU, AK 99803

AGENT:

R&M ENGINEERING-KETCHIKAN
355 CARLANNA LAKE ROAD
KETCHIKAN, AK 99901

DATE: 6/12/06

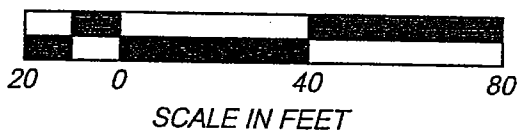
LOCATION: KETCHIKAN, AK
WATER BODY: TONGASS NARROWS



POA-2004-823-M, Sheet 3 of 8

JEFFERSON STREET EXTENSION
PROFILE VIEW

GRAPHIC SCALE



KIC MAINTANACE AND TRAINING FACILITY

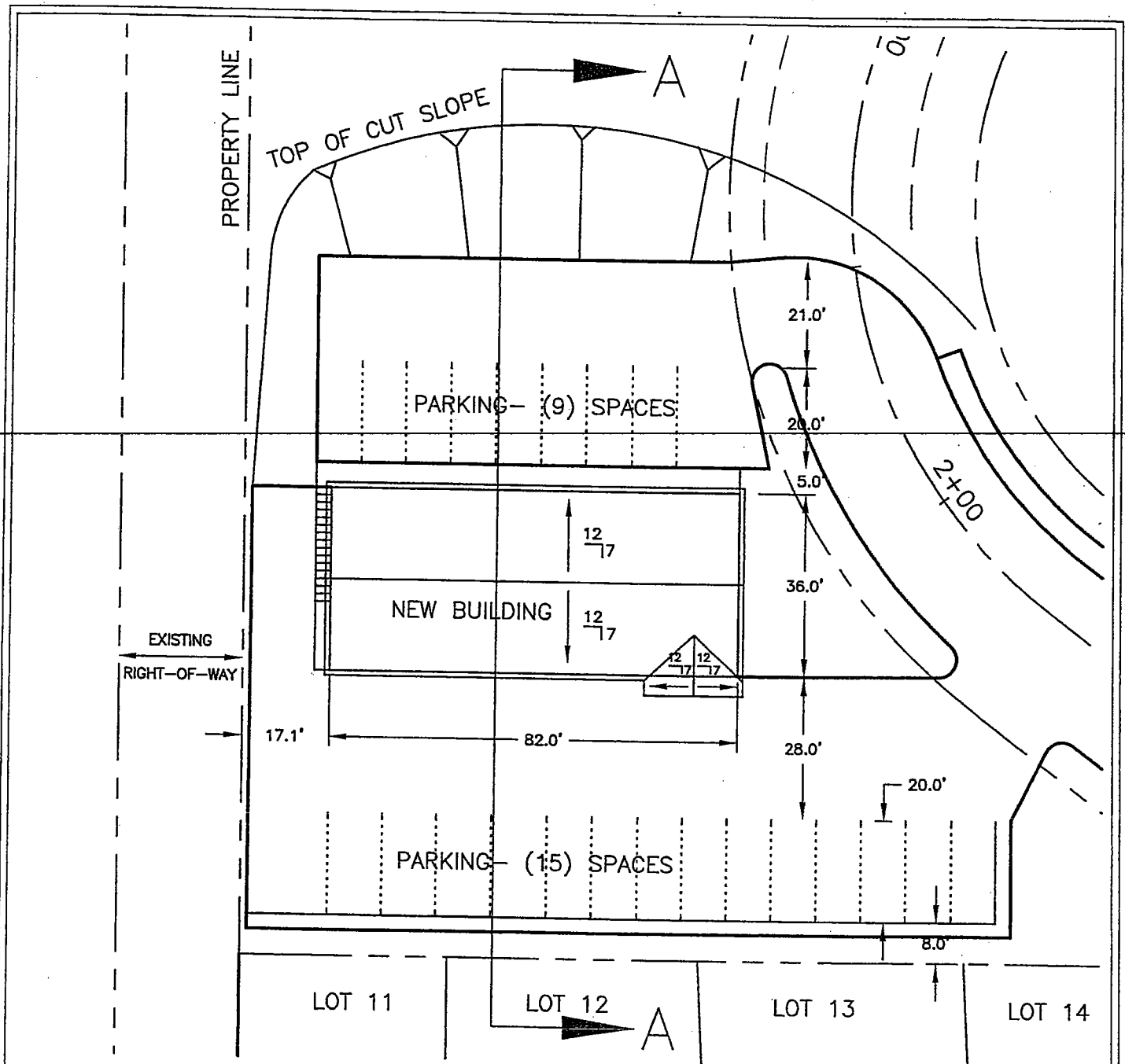
PLAN AND PROFILE OF ROAD
SCALE: 1"=40'

APPLICANT:
THRHA
P.O. BOX 32237
JUNEAU, AK 99803

AGENT:
R&M ENGINEERING-KETCHIKAN
355 CARLANNA LAKE ROAD
KETCHIKAN, AK 99901

DATE: 6/12/06

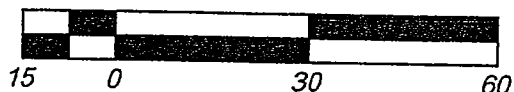
LOCATION: KETCHIKAN, ALASKA
WATER BODY: TONGASS NARROWS



POA-2004-823-M, Sheet 4 of 8

SITE PLAN

GRAPHIC SCALE



SCALE IN FEET

UPPER CARLANNA HOUSING PROJECT

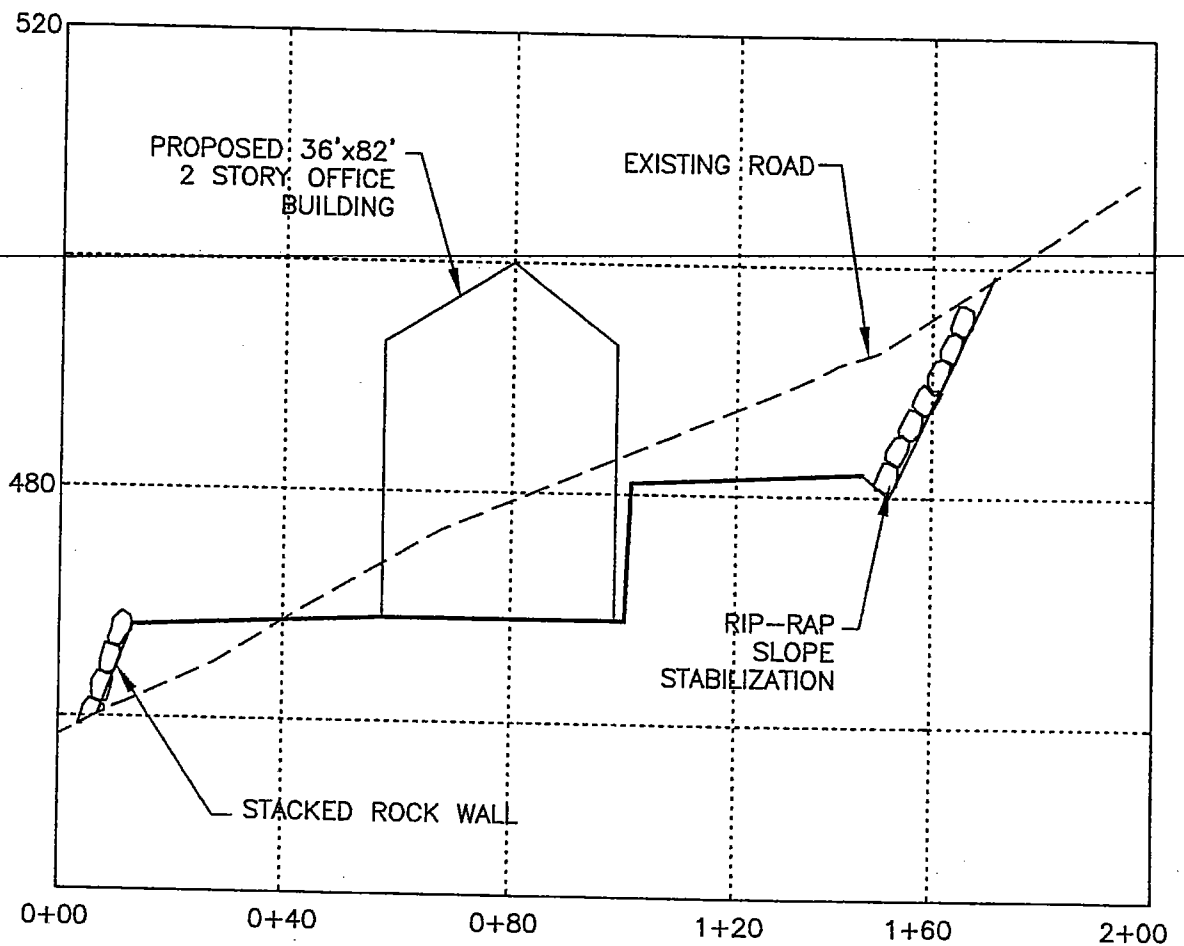
SITE PLAN
SCALE: 1"=30'

APPLICANT:
THRHA
P.O. BOX 32237
JUNEAU, AK 99803

AGENT:
R&M ENGINEERING-KETCHIKAN
355 CARLANNA LAKE ROAD
KETCHIKAN, AK 99901

DATE: 6/12/06

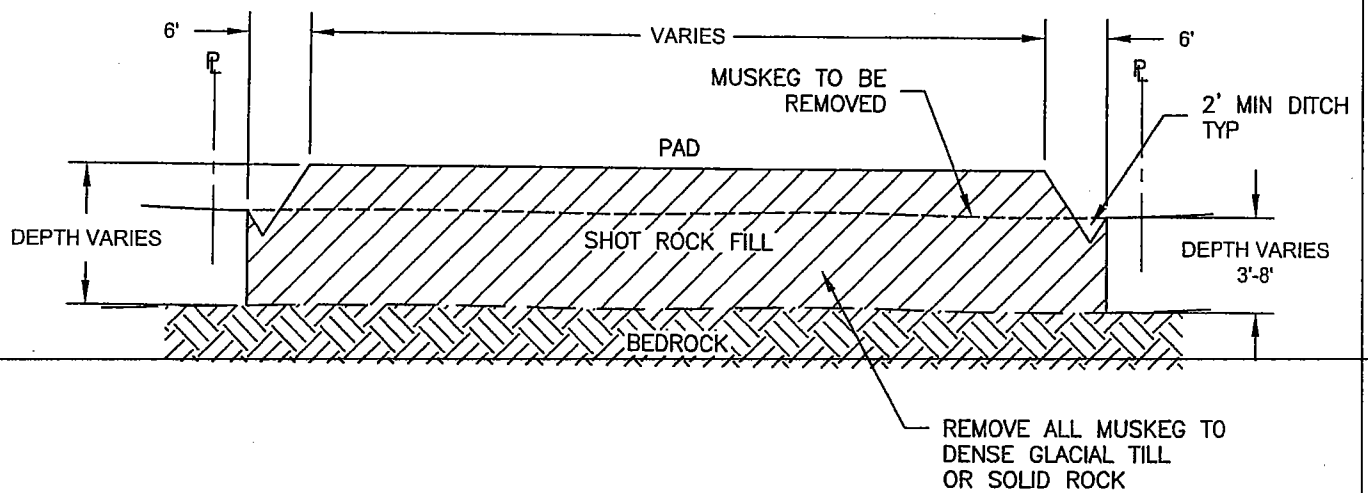
LOCATION: KETCHIKAN, ALASKA
WATER BODY: TONGASS NARROWS



SECTION A-A

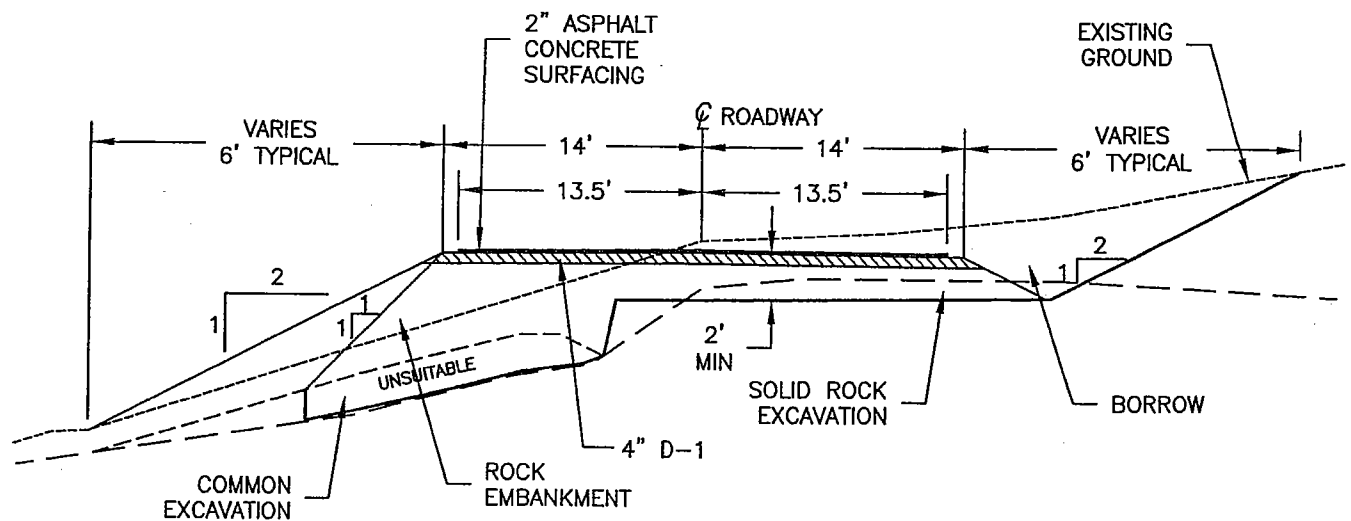
POA-2004-823-M, Sheet 5 of 8

KIC MAINTANACE AND TRAINING FACILITY	
SECTION VIEW SCALE: 1"=30'	
APPLICANT: THRHA P.O. BOX 32237 JUNEAU, AK 99803	AGENT: R&M ENGINEERING-KETCHIKAN 355 CARLANNA LAKE ROAD KETCHIKAN, AK 99901
DATE: 6/12/06	LOCATION: KETCHIKAN, ALASKA WATER BODY: TONGASS NARROWS



**TYPICAL BUILDING PAD
SECTION A-A**

SCALE: 1"=20'

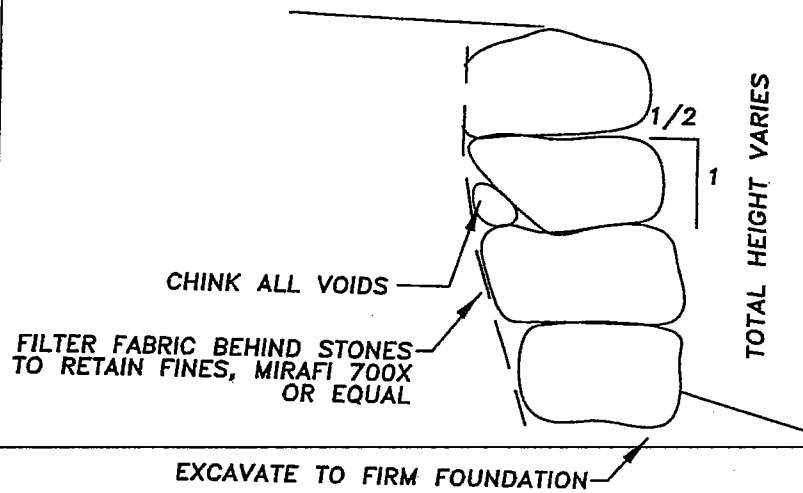


TYPICAL ROADWAY SECTION

SCALE: NONE

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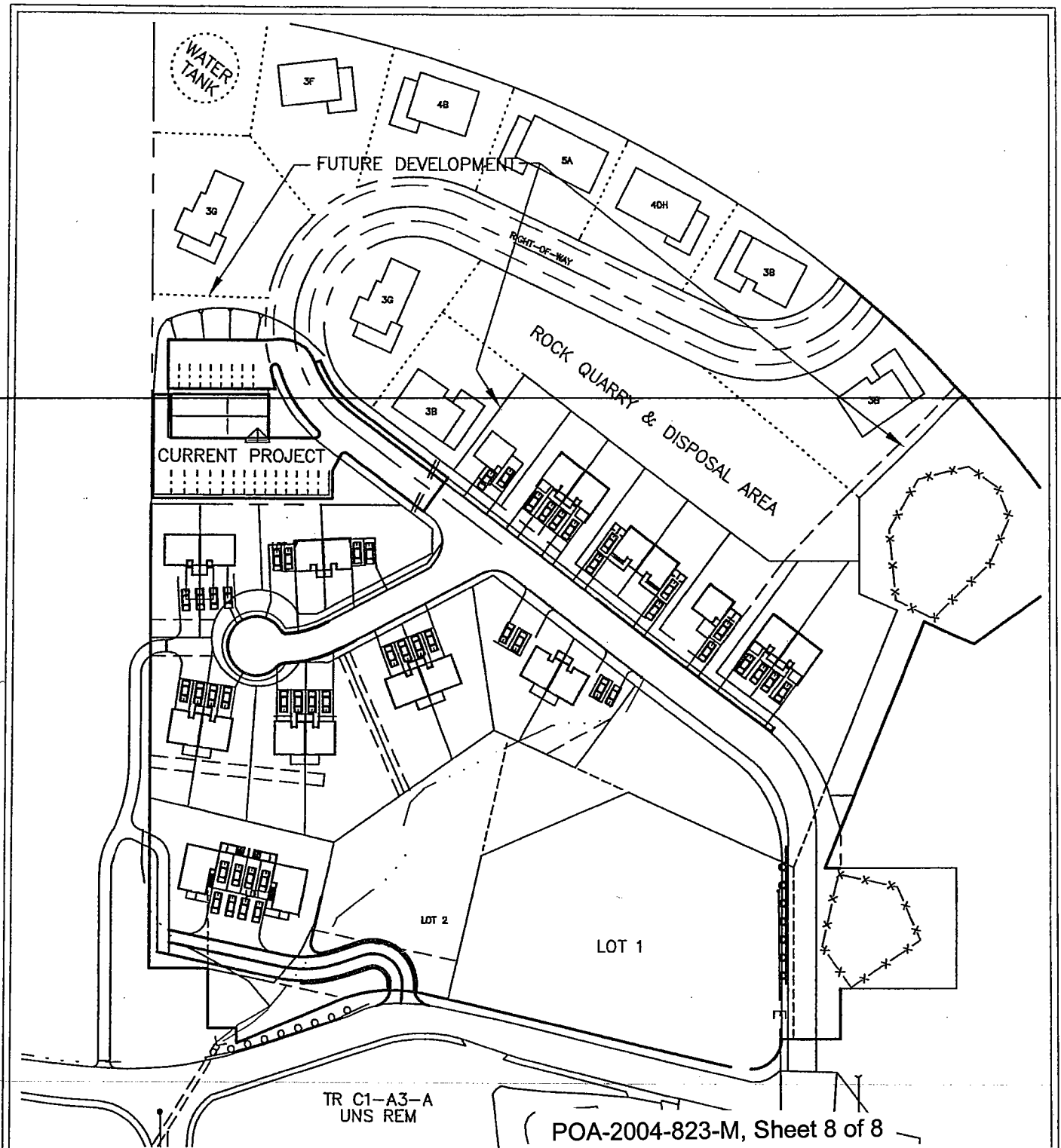
UPPER CARLANNA HOUSING PROJECT	
TYPICAL SECTIONS SCALE: AS NOTED	
APPLICANT: THRHA P.O. BOX 32237 JUNEAU, AK 99803	AGENT: R&M ENGINEERING-KETCHIKAN 355 CARLANNA LAKE ROAD KETCHIKAN, AK 99901
DATE: 7/14/06	LOCATION: KETCHIKAN, AK WATER BODY: TONGASS NARROWS



TYPICAL ROCK WALL

POA-2004-823-M, Sheet 7 of 8

UPPER CARLANNA HOUSING PROJECT	
TYPICAL SECTIONS SCALE: AS NOTED	
APPLICANT: THRHA P.O. BOX 32237 JUNEAU, AK 99803	AGENT: R&M ENGINEERING-KETCHIKAN 355 CARLANNA LAKE ROAD KETCHIKAN, AK 99901
DATE: 6/12/06	LOCATION: KETCHIKAN, AK WATER BODY: TONGASS NARROWS



UPPER CARLANNA - FULL DEVELOPMENT
PLAN VIEW

POA-2004-823-M, Sheet 8 of 8

UPPER CARLANNA HOUSING PROJECT

PLAN AND PROFILE OF ROAD
SCALE: 1"=120'

APPLICANT:
THRHA
P.O. BOX 32237
JUNEAU, AK 99803

AGENT:
R&M ENGINEERING-KETCHIKAN
355 CARLANNA LAKE ROAD
KETCHIKAN, AK 99901

DATE: 6/12/06

LOCATION: KETCHIKAN, ALASKA
WATER BODY: TONGASS NARROWS

STATE OF ALASKA

OFFICE OF THE GOVERNOR

DEPT. OF ENVIRONMENTAL CONSERVATION

DIVISION OF WATER

401 Certification Program

Non-Point Source Water Pollution Control Program

NOTICE OF APPLICATION FOR

STATE WATER QUALITY CERTIFICATION

Any applicant for a federal license or permit to conduct an activity that might result in a discharge into navigable waters, in accordance with Section 401 of the Clean Water Act of 1977 (PL95-217), also must apply for and obtain certification from the Alaska Department of Environmental Conservation that the discharge will comply with the Clean Water Act, the Alaska Water Quality Standards, and other applicable State laws. By agreement between the U.S. Army Corps of Engineers and the Department of Environmental Conservation, application for a Department of the Army permit to discharge dredged or fill material into navigable waters under Section 404 of the Clean Water Act also may serve as application for State Water Quality Certification.

Notice is hereby given that the application for a Department of the Army Permit described in the Corps of Engineers' Public Notice No POA-2004-823-M, Hoadley Creek, serves as application for State Water Quality Certification from the Department of Environmental Conservation.

After reviewing the application, the Department may certify that there is reasonable assurance that the activity, and any discharge that might result, will comply with the Clean Water Act, the Alaska Water Quality Standards, and other applicable State laws. The Department also may deny or waive certification.

Any person desiring to comment on the project with respect to Water Quality Certification may submit written comments within 30 days of the date of the Corps of Engineer's Public Notice to:

Department of Environmental Conservation
WQM/401 Certification
410 Willoughby Avenue
Juneau, Alaska 99801-1795
Telephone: (907) 465-5321
FAX: (907) 465-5274

FRANK H. MURKOWSKI, GOVERNOR

STATE OF ALASKA

OFFICE OF THE GOVERNOR

DEPARTMENT OF NATURAL RESOURCES
OFFICE OF PROJECT MANAGEMENT AND PERMITTING

OFFICE OF PROJECT MANAGEMENT AND PERMITTING
302 GOLD STREET, SUITE 202
JUNEAU, ALASKA 99801-1127
PHONE: (907) 465-3562/FAX: (907) 465-3075

NOTICE OF APPLICATION
FOR
CERTIFICATION OF CONSISTENCY WITH THE
ALASKA COASTAL MANAGEMENT PROGRAM

Notice is hereby given that a request is being filed with the Office of Project Management and Permitting for a consistency determination, as provided in Section 307(c)(3) of the Coastal Zone Management Act of 1972, as amended [16 U.S.C. 1456(c)(3)], that the project described in the Corps of Engineers Public Notice No **POA-2004-823-M, Hoadley Creek**, will comply with the Alaska Coastal Management Program and that the project will be conducted in a manner consistent with that program.

This project is being reviewed for consistency with the Alaska Coastal Management Program. Written comments about the consistency of the project with the applicable ACMP statewide standards and district policies must be submitted to the Office of Project Management and Permitting. For information about this consistency review, contact OPMP at (907) 269-7470 or (907) 465-3562, or visit the ACMP web site at <http://www.gov.state.ak.us/gdc/Projects/projects.html>.